IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 14525 of 2005

Between:

Malladi Subrahmanya Sastry, S/o. Venkatappayya,
R/o. H.No. 7-6-846/175/397B, Sivareddypalem Road, Adityanagar I Line (Last),
Guntur, Guntur District.

..... PETITIONER

AND

1. The Regional Manager, APSRTC, Guntur Region, Guntur District.
2. The Depot Manager, APSRTC, Piduguralla Bus Depot, Guntur District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, direction or writ more particularly one in the nature of Writ of Mandamus declaring the action of the respondents herein in not granting the selection grade scale stagnation increment to the petitioner on completion of 12 years service is illegal, unjust and arbitrary, contrary to well established principles of law and as such set aside the same by directing the respondents herein to add the stagnation increment to the petitioner on completion of 12 years of service irrespective of his transfer from the date of initial appointment and to pay the arrears by re-fixing the pay to the petitioner forthwith.

Counsel for the Petitioner: MR.PEETA RAMAN

Counsel for the Respondents: MR.R.MANMADHA REDDY (SC FOR APSRTC)

The Court at the admission stage made the following:

ORDER:

This writ petition is filed by the petitioner aggrieved by the action of the respondents in not granting stagnation increment to him as is provided under the circulars of the Corporation.

It is stated that the petitioner was appointed in the respondent-Corporation on 11.01.1986 as a Casual Driver and his services were regularized from 18.01.1988. Since then, he has been working as a Driver and has completed 12 years of service by 2000. However, the respondents did not grant the stagnation increment on completion of 12 years of service. Therefore, he has come up with the present writ petition.

Heard the learned counsel for the petitioner and the learned Standing Counsel appearing for the respondents.

As the petitioner claims to have completed 12 years of service as a Driver, he is entitled for the stagnation increment as per the circulars issued by the respondent-Corporation. The respondents are accordingly directed to sanction the stagnation increment by placing the petitioner on Special Grade from the date of completion of 12 years and pass appropriate orders within a period of four weeks from the date of receipt of a copy of this order. It is further made clear that the petitioner is also entitled to all other consequential benefits.

The writ petition is accordingly disposed of. No costs.

06.07.2005

VGB

To

1. The Regional Manager, APSRTC, Guntur Region, Guntur District.
2. The Depot Manager, APSRTC, Piduguralla Bus Depot, Guntur District.
3. 2CD copies.